

ARTICLE 5: Authority

5.1 The Members, or any two or more of them, are authorized to discuss, exchange documents and information, and reach agreement on matters of mutual interest and concern including, but not limited to, the following:

- (a) Implementation and administration of quality assurance and other operational and/or marketing programs to improve the safety and quality of services provided by specialised reefer ships, port terminals, and stevedores and trucking companies, and to develop a quality brand for such ships, port terminals, and stevedores and trucking companies, including the creation or retention of legal entities to assist in the development, implementation and/or monitoring of such programs.
- (b) Agreements regarding use of, adherence to, and consequences for breach of any quality assurance or other program implemented hereunder.
- (c) Registration and ownership of intellectual property rights associated with any programs developed hereunder including, but not limited to, trademarks.

5.2 This Agreement shall extend only to those matters discussion of which would fall outside Article 81(1) of the EC Treaty and the Members hereby agree that no other matters shall be discussed. The Members further agree that any information relating to their respective commercial policies or commercial conditions shall be exchanged only on an aggregated, industry-wide basis and that they will not exchange non-aggregated information on tariffs and other terms against which they provide their services.

5.3 The Members are authorized to form, maintain, administer and dissolve such legal entity(ies) as may be necessary or desirable to carry out the purposes of this Agreement. Such legal entity(ies) may enter into contracts

Members of the Agreement

A. Members

NYKCool AB
Box 4315
SE-102 67
Stockholm, Sweden

Seatrade Group NV
PO Box 4918
Curacao
Netherlands Antilles

B. Affiliated Members

Ambassador Services, Inc.
P.O. Box 654
Cape Canaveral, FL 32920

~~SSA Marine, Inc.~~
~~1131 SW Klickitat Way~~
~~Seattle, WA 98134~~